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Return Date: March 7, 2008

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

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 WILLIAM B. McGRATH, :
 Plaintiff, : **NOTICE OF MOTION**
 :
 v. : 07 Civ. 11058 (SAS)
 :
 MICHAEL B. MUKASEY, in his official capacity as United : ECF CASE
 States Attorney General, CRAIG S. MORFORD, in his official :
 capacity as Acting Deputy United States Attorney General, and :
 ROBERT S. MUELLER, III, in his official capacity as :
 Director of the Federal Bureau of Investigation, :
 :
 Defendants. :
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PLEASE TAKE NOTICE that upon the Memorandum of Law in Support of Defendants' Motion to Dismiss for Lack of Subject Matter Jurisdiction, defendants, by their attorney, Michael J. Garcia, United States Attorney for the Southern District of New York, will move this Court before the Honorable Shira A. Scheindlin for an order dismissing the Complaint pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure. Pursuant to Judge Scheindlin's Individual Practices, undersigned counsel hereby certifies that the parties exchanged pre-motion letters in advance of this filing.

Dated: New York, New York
February 4, 2008

MICHAEL J. GARCIA
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Southern District of New York
Attorney for Defendant

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